

S & S Towing Inc. : RTV-A-38
an Illinois corporation :
et al :

<u>DATE</u>	<u>ACTION</u>	<u>JUDGE</u> Cole	<u>STAFF</u> Collins Weigand Matrisch
08/10/2004	FILED: via fax by Atty Rory K. McGinty on behalf of Petitioners, namely, S & S Towing, Pete's A Towing, Ernie's Towing, Midnight Services, Inc. and Team Towing and Recovery, Inc.: Petition for Increase in Relocation Towing and Storage Rates. Forwarded to Rex. Return Service via U.S. Mail.		
08/11/2004	Filed: First Amended Petition for an Increase in Relocation Towing and Storage Rates, adding Petitioner Red's Body Shop, Inc., forwarded to REX. Return Service via U.S. Mail.		
10/05/2004	Filed: Third Amended Petition for an Increase in Relocation Towing and Storage Rates, adding Petitioners Brian & Michael Towing Corporation dba E & T Towing Company and Buckeye Towing Corporation dba A-1 Discount Towing Corporation and raising the storage rate sought in the Petition FROM \$35 TO \$37. Filing to REX.		
11/01/2004	Filed: Petition for Leave to Intervene and to Sever Proceeding by S & S Towing, Inc. through its attorney Donald S. Rothschild, forwarded to REX on November 4, 2004.		
11/01/2004	Filed: Petitioner, Brian & Michael Towing Corporation dba E & T Towing Company, response to Petition for Leave to Intervene and to Sever Proceeding by Atty. Rory K. McGinty, forwarded to REX on November 4, 2004.		
11/04/2004	Hearing set in Chicago on November 22, 2004 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. Mail and interoffice mail.		
11/08/2004	FILED: Fourth Amended Petition for an Increase in Relocation Towing and Storage Rates, adding Petitioner Redmon's Village Towing, Inc. Filing to REX.		
11/12/2004	Filed: Reply in Support of Petition for Leave to Intervene and to Sever Proceeding by Atty. Donald S. Rothschild. Filing forwarded to REX.		
11/16/2004	HEARING set in Chicago on January 25, 2005 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. Mail and interoffice mail		
11/30/2004	Hearing Continued in Chicago on January 26, 2005 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. Mail and interoffice mail.		
11/30/2004	Hearing Continued in Chicago on January 27, 2005 at 9:30 a.m. Notice served this date on all Parties of Record via U.S. and interoffice mail.		
12/14/2004	ALJ Notice Granting Petitioners Phillips Towing Service, Inc., Lincoln Towing Service, and Rendered Services, Inc., (These Petitioners) motion to intervene to oppose the Third Amended Petition of Petitioner Brian & Michael Towing Corporation dba E & T Towing Company. These Petitioners Motion to sever Petitioner Brian & Michael Towing Corporation from its petition in this proceeding is denied. Notice served this date to all Parties of Record via U.S. and interoffice mail.		
12/27/2004	FILED: Motion for Issuance of Subpoena by Donald S. Rothschild directed to Mr. Donald Lockett, Phoenix Accounting Service, forwarded to REX on December 28, 2004.		
12/27/2004	FILED: Via fax, Response to Motion for Issuance of Subpoena by the Law Office of Rory K. McGinty, P.C. on behalf of Petitioner Brian & Michael Towing Corporation dba E & T Towing, forwarded to REX on December 28, 2004.		

01/07/2005 FILED: By Atty. Rory K. McGinty, withdrawing the Petition of Ernie's Towing, Inc. for a relocater rate increase. Forwarded to REX.

01/07/2005 FILED: By Atty. Rory K. McGinty, Moving to Sever the Petition of S & S Towing, Inc. from all other Petitions and a request to continue Hearing for 45 days, forwarded to REX.

01/07/2005 FILED: By Atty. Rory K. McGinty, response to Staff Data Requests for Pete's A Towing, Inc., forwarded to REX and OTC.

01/10/2005 Filed: By Atty. Rory K. McGinty, response to Staff Data Request for Midnight Services, Inc., forwarded to REX and OTC.

01/10/2005 Filed: By Atty. Rory K. McGinty, response to Staff Data Request for Team Towing and Recovery, Inc., forwarded to REX and OTC.

01/12/2005 Notice of ALJ Ruling granting Petitioners-Intervenors, Phillips Towing Service, Lincoln Towing Service and Rendered Services Inc.'s motion for subpoena to Donald Lockett, Phoenix Accounting Service, 5453 West North Avenue, Chicago, Illinois, served this date to all Parties of Record via U.S. and interoffice mail.

01/13/2005 FILED: Petition for Leave to Intervene and to Sever Proceeding by Donald S. Rothschild, atty. Return Service to Donald S. Rothschild.

01/20/2005 Filed: Petitioner Chitown Towing Inc's Response to Petition for Leave to Intervene and Sever Proceedings and a Motion to Re-Evaluate Ratemaking Procedures by Atty Rory K. McGinty, forwarded to REX.

01/21/2005 Filed: via fax, Petitioner's / Intervenor's Motion to Reconsider Ruling Denying Petition for Leave to Intervene, by Atty. Donald S. Rothschild, forwarded to REX.

01/24/2005 FILED: via fax, Response to Motion to Reconsider Ruling Denying Petition for Leave to Intervene by Rory K. McGinty on behalf of Chitown Towing, Inc. dba New City Services.

02/02/2005 FILED: via fax, Response to Rule 237 Notice by Atty. Rory K. McGinty, forwarded to REX.

02/07/2005 FILED: Staff's Response to Petitioner's Motion to Re-Evaluate Ratemaking Procedures by Diana G. Collins, SAAG, Illinois Commerce Commission.

02/10/2005 Hearing scheduled for February 14, 2005 has been canceled and continued to March 1, 2005 at 9:30 a.m.; March 3, 2005 at 9:30 a.m.; March 15 at 1:30 p.m. and March 16 at 9:30 a.m. in Chicago.

02/14/2005 Filed: Intervenor's Response to Motion to Reevaluate Ratemaking Procedures by Atty. Donald S. Rothschild, forwarded to REX.

02/22/2005 FILED: Response to the Request of Commission Staff for additional data by Atty. Rory K. McGinty on behalf of Car Search, Inc., Midnight Services, Inc., Pete's A Towing, Inc., Redmon's Village Towing, Inc. and Team Towing & Recovery, Inc., forwarded to REX.

02/22/2005 FILED: Reply on Motion to Re-Evaluate Ratemaking Procedures, by Atty. Rory K. McGinty on behalf of Petitioner, Chitown Towing, Inc. dba New City Services, forwarded to REX.

02/25/2005 FILED: Via fax, Motion for Continuance by Atty Rory K. McGinty, forwarded to REX.

03/08/2005 Hearing continued in Chicago on April 6, 2005 at 1:30 p.m. for Team Towing and Recovery, Inc., Red's Body Shop, Inc. and Pete's "A" Towing, Inc. None of the other petitioners in this proceeding are required to attend this hearing. Notice served this date on all Parties of Record via U.S. and interoffice mail.

03/08/2005 Hearing continued in Chicago on April 7, 2005 at 9:00 a.m. for Redmon Village Towing, Inc., Car Search, Inc. and Midnight Services, Inc. None of the other petitioners in this proceeding are required to attend this hearing. Notice served this date on all Parties of Record via U.S. and interoffice mail.

03/14/2005 Filed: Response to Commission Staff for additional data by Red's Body Shop, Inc. and Team Towing & Recovery, Inc. by Atty. Rory K. McGinty, forwarded to REX.

03/16/2005 Filed: via fax, Response to Commission Staff for additional data of Car Search, Inc., forwarded to REX.

04/06/2005 Hearing continued in Chicago on April 13, 2005 for Petitioners Team Towing and Recovery, Inc., Red's Body Shop, Inc. and Pete's "A" Towing, Inc. Evidentiary hearing scheduled for April 6, 200 is cancelled. Notice served this date via U.S. and interoffice mail.

04/06/2005 Hearing continued in Chicago on April 25, 2005 at 1:30 p.m. for Petitioners Redmon Village Towing, Inc. and Midnight Services, Inc. Evidentiary Hearing scheduled for April 7, 2005 is cancelled. Notice served this date to all Parties of Record via U.S. and interoffice mail.

04/15/2005 Hearing continued for Petitioner S & S Towing in Chicago on April 21, 2005 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. and interoffice mail.

04/22/2005 Hearing continued for Petitioner S & S Towing in Chicago on June 6, 2005 at 9:30 a.m. Notice served this date on all Parties of Record via U.S. and interoffice mail.

05/03/2005 Hearing scheduled in Chicago on June 6, 2005 at 9:30 a.m. is cancelled. Notice served this date on all Parties of Record via U.S. and interoffice mail.

12/16/2005 ENTERED: Correspondence from Atty. Rory K. McGinty, on behalf of petitioning clients, hereby waiving any right to file exceptions to a proposed order granting the proposed increases in their entirety, so as to expedite presentation of this matter to the Commission. Return Service to Atty. McGinty.

02/23/2006 Heard and Taken by ALJ Cole on April 25, 2005 (late submission).

09/13/2006 ENTERED: Commission in Session Entered an Order Granting the following:

1. The rate for removal of trespassing vehicles from private property by Petitioners Car Search Inc., Midnight Services, Inc., Pete's A Towing, Red's Body Shop, Inc., Redmon's Village Towing, Inc. and Team Towing and Recovery, Inc. is increased from \$125 per tow to \$150 per tow;
2. The rate for the storage of relocated vehicles by Petitioners Car Search, Inc., Midnight Services, Inc., Pete's A Towing, Red's Body Shop, Inc., Redmon's Village Towing, Inc. and Team Towing and Recovery, Inc., is increased from \$25 per day after the first twenty-four hours of storage, to \$37 per day after the first twenty-four hours of storage.
3. Petitioner Ernie's Towing letter to withdraw its Petition to the facts alleged, the request is amended to a Voluntary Motion to Dismiss, without prejudice, and the Motion is granted.
4. The Petitions of Brian & Michael Towing Corporation, Buckeye Towing Corporation, Chitown Towing, Inc. and S & S Towing, Inc. are dismissed for want of prosecution, with prejudice.

09/15/2006 Copy of Order served on all Parties of Record.

Record	Date Added	Date Removed
Law Offices of Rory K. McGinty 5202 Washington, Suite 5 Downers Grove, IL 60515	8/13/04	
S & S Towing, Inc. 2305 N. Mannheim Rd. Melrose Park, IL 60161	8/13/04	
Pete's "A" Towing, Inc. 15 n 350 Rt. 25 East Dundee, IL 60118	8/13/04	
Ernie's Towing, Inc. 1740 Cortland Ct., Unit E Addison, IL 60101	8/13/04	
Midnight Services, Inc. 531 W. Winthrop Addison, IL 60101	8/13/04	
Team Towing and Recovery, Inc. 2145 N. Mannheim Road Melrose Park, IL 60164	8/13/04	
Red's Body Shop, Inc. 1904 Lehigh Glenview, IL 60025	8/13/04	
Brian & Michael Towing Corporation Db a E & T Towing Company 4530 W. Chicago Avenue Chicago, IL 60651	10/5/04	
The Buckeye Towing Corporation A-1 Discount Towing, Inc. 119 S. LaSalle St. Aurora, IL 60505	10/5/04	

Record	Date Added	Date Removed
Steven Matrisch Director, Office of Transportation Counsel 527 E. Capitol Avenue via interoffice mail Springfield, IL 62701	1/7/05	
Rosemary Lenaghan Illinois Commerce Commission 527 E. Capitol Ave. via interoffice mail Springfield, IL 62701	1/11/05	
Diana Collins Office of Transportation Counsel Illinois Commerce Commission Chicago, IL via interoffice mail	10/5/04	
Blanche Weigand Illinois Commerce Commission Police 477 South River Road Des Plaines, IL via interoffice mail	11/30/04	
Redmon Village Towing, Inc. 1323 S. Rodenburg Rd. Schaumburg, IL 60193	3/8/05	
Car Search 830 Olive St. Elgin, IL 60152	3/8/05	